IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 7449 OF 2005

WITH

WRIT PETITION NO. 7465 OF 2005

Shri Gajanan Bhauso
Bhilare & Anr. . .. Petitioners.

vs.

Panchgani Giristhan
Municipal Council & Ors. .. Respondents.

Mr. Anjali N. Helekar for petitioners.
Mr. P.B. Shah for respondent no.1.
Ms. V.S. Mhaispurkar, AGP., for
respondent nos. 2 to 4.

CORAM : S.U. KAMDAR, J.
DATE : 20th December, 2005.

P.C.:

. By consent of the parties the impugned order dated 22.6.2005 is quashed and set aside. The matter is remanded back to the Director, Town Planning, Satara to reconsider the entire matter afresh and after hearing both the parties determine whether in fact the draft plan is published or not and whether the reservation therein is provided or not. The matter is remanded back with liberty to the parties to file additional documents and

additional submissions, if they so desire. The Director, Town Planning is directed to decide the said matter on or before 31.1.2006 and dispose of the same on merits. The Director, Town Planning is directed to consider the position of the development plan as it stood when the application was made for permission to carry out the construction on the said land. Both the petitions disposed of accordingly. No order as to costs.